

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-103747-001 DT

07/02/2014

COMMISSIONER RICHARD L. NOTHWEHR

CLERK OF THE COURT
K. Miller
Deputy

STATE OF ARIZONA

LACEY A GRAY

v.

NINA DEMITRO (001)
DOB: 3/6/1966

BRAD REINHART

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
FINANCIAL SERVICES-CCC
RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

8:37 a.m.

Courtroom 1001 CCB

State's Attorney:	Evelyn Hernandez for Lacey Gray
Defendant's Attorney:	Brad Reinhart
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The plea is accepted.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 Theft of Credit Card or Obtaining a Credit Card by Fraudulent
Means

Class 5 felony
A.R.S. § 13-2101, 2102, 1802, 1804, 701, 702, 801
Date of Offense: 11/23/2013
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 3 years

To begin 7/2/2014.

IT IS ORDERED that probation in Count 1 shall run concurrent with probation in CR2013-459762-001 DT.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

RESTITUTION: Count 1 - \$75.00 payable \$75.00 per month, beginning 8/1/2014, to the following persons:

Walter S. Davidson (Individual) \$75.00

Restitution ledger provided; priority of payment as stated in the restitution ledger.

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning 8/1/2014.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 8/1/2014.

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Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable \$20.00 per month, beginning 8/1/2014.

All amounts payable through the Clerk of the Superior Court.

The Court retains jurisdiction for any future restitution hearings during duration of probation. Defendant's presence is waived in the event a hearing is held.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 18 - Count 1: Be incarcerated in the county jail for 3 month(s), beginning 1/2/2015 with credit for 0 day(s) served.

Not to be released until 4/2/2015.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

Defendant shall participate in Work Furlough.

Condition 22: Other - Defendant not to return to the scene of the crime.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS ORDERED granting the Motion to Dismiss the following: Count 2, allegation of prior felony conviction.

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Count(s) 1: Term #18 is a deferred jail term. If Defendant is in non-compliance with the terms of probation imposed and is ordered to serve this jail term as directed by the Adult Probation Officer, the Defendant shall self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration as imposed by the Court.

IT IS ORDERED exonerating any bond previously posted in this matter to the party posting same.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

The presentence investigation report is filed under CR2013-459762-001 DT.

8:46 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER RICHARD L. NOTHWEHR
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)